

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

BOILERMAKERS NATIONAL ANNUITY
TRUST FUND, on behalf of itself and all
others similarly situated,

Plaintiff,

v.

WAMU MORTGAGE PASS THROUGH
CERTIFICATES, SERIES 2006-AR1, et al.,

Defendants.

NO. 2:09-cv-00037MJP

**ORDER DENYING PARTIES'
STIPULATED MOTION TO MODIFY
BRIEFING SCHEDULE ON
DEFENDANTS' PENDING MOTIONS
TO DISMISS**

NEW ORLEANS EMPLOYEES'
RETIREMENT SYSTEM, et al., individually
and on behalf of all others similarly situated,

Plaintiffs,

v.

FEDERAL DEPOSIT INSURANCE
CORPORATION, et al.,

Defendants.

No. 2:09-cv-00134 MJP


This matter comes before the Court on the parties' stipulated motion to modify the briefing schedule on Defendants' motions to dismiss and to withdraw Plaintiffs' motion for leave to amend the consolidated complaint. (Dkt. No. 153.) Having reviewed the parties' submission, the Court finds and orders as follows:

ORDER DENYING STIPULATED MOTION TO EXTEND
DEADLINES
(NO. 2:09-CV-0037-MJP) - 1

- 1 1. The motion sets forth deadlines that are incompatible with the diligent prosecution
2 of this case. This matter has been pending for over a year and motions to dismiss
3 have yet to come ripe. Nevertheless, the parties propose to extend the Court's
4 consideration of Defendants' motions by several months without setting forth any
5 facts to enable the Court to make a finding of good cause.
- 6 2. Even if the Court were to accept that certain extensions are appropriate, the
7 deadlines set forth do not appear to be tailored to the needs of the case. Plaintiffs
8 have not explained why they need two weeks after the Court's order on the motions
9 for appointment in Doral to file a motion to consolidate. Nor have they explained
10 why they would need an additional thirty days after any consolidation to file a
11 proposed amended complaint. If Plaintiffs intend to proceed under the assumption
12 that Boilermakers and Doral will be consolidated, they must demonstrate an ability
13 to move both cases forward in a timely manner.

14 The Court therefore DENIES the parties' motion without prejudice to file a renewed
15 motion that cures the defects noted above. The Clerk shall transmit a copy of this Order to all
16 counsel of record.

17
18 Dated this 8th day of March, 2010.

19
20
21 
22 Marsha J. Pechman
23 United States District Judge
24
25
26
27